IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 6613 of 2005

ABDUL SATTAR
V/S
A.C.J.(J.D.)(SOUTH)NO.2,UDAIPUR & ANR.

Mr. AK ACHARYA, for the appellant / petitioner

Mr. TRIBHUWAN GUPTA, for the respondent

Date of Order : 16.1.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

By the impugned order, the learned trial Court has allowed the plaintiff's application to withdraw the whole suit in view of the provisions of Section 32 of the Rent Control Act 2001.

Learned counsel for the petitioner submits that the claim of the plaintiff has become barred by time. Suffice it to say that as learned counsel for the respondent informs that the plaintiff has already filed a fresh suit, wherein the petitioner has already taken this objection. In that view of the matter, I do not find any error in the impugned order. The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

/tarun/